

Remarks

Claims 59-66, 68, 70-71 and 118-138 are pending in the application. Claims 59, 60, 130, and 138 are subject to an Election Requirement. Applicants do not fully understand what is being asked of them but believe they are being asked to elect a pathogen and a specific type of pathogen. Applicants elect the species of pathogen and further elect, to the extent necessary, a bacterium. Applicants submit that at least claims 59-65 and 118-138 read on the pathogen species bacterium. Applicants make this election with traverse.

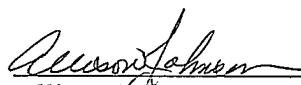
Applicants further wish to clarify a statement in the Examiner's October 23, 2006 Interview Summary. Applicants did not state that a pathogen is a whole cell. Rather, Applicants stated that a pathogen is an organism. A pathogen could be a whole cell; however, not all pathogens are whole cells. A virus is an example of a pathogen; not all viruses are whole cells.

Applicants submit that the above-captioned application is in condition for allowance and respectfully request action in accordance therewith. Applicants invite the Examiner to telephone the undersigned should a teleconference interview facilitate prosecution of the application.

Please charge any fees that may be required or credit any overpayment made to Deposit Account No. 501,171.

Respectfully submitted,

Date: February 9, 2007



Allison Johnson
Reg. No. 36,173

Allison Johnson, P.A.
Lake Calhoun Executive Center
3033 Excelsior Blvd., Suite 467
Minneapolis, MN 55416
Telephone (612) 929-0700
Facsimile (612) 929-0706